

ALAMEDA COUNTY SUPERIOR COURT
APPLICATION FOR APPOINTMENT TO ADR PANELS
including Judicial Arbitration, Mediation, Neutral Evaluation, and Private Arbitration

1. APPLICANT:

Applicant's Name: Lise A. Pearlman

Firm Name: Alternative Resolution Centers

Address: 484 Lake Park Ave. P.M.B. #105 , Oakland, CA 94610 (LAP)
11601 Wilshire Boulevard Suite 1950 Los Angeles, CA 90025 (ARC)

City/State/Zip: Oakland, CA 94610 (LAP) Los Angeles, CA 90025 (ARC)

Telephone: (510) 268-8159 (LAP) 1 (800) 347-4512 (ARC)

Fax: (510) 834-2410 (LAP) 1 (310) 473-4074 (ARC)

Email: Lpearlma@msn.com (LAP) Email: leearc@aol.com (ARC)
Website: www.arc4adr.com (ARC)

2. PANEL REQUEST: *(All applicants are requested to serve as Judicial Arbitrators)*

Check each panel for which you are applying:

X Judicial Arbitration X Mediation X Neutral Evaluation X Private Arbitration

3. EDUCATION:

<u>Dates (from-to)</u>	<u>College/University/Law School</u>	<u>Degree Obtained</u>
1967-1969	University of Pennsylvania	(none-transferred)
1969-1971	Yale University	B.A. (Magna Cum Laude, Phi Beta Kappa)
1971-74	U.C. Berkeley Boalt Hall School of Law	J.D. 1974 (Law Review, Order of the Coif)

4. LEGAL EXPERIENCE: State Bar No. 062376 Date Admitted: December 18, 1974

A. Are you a member in good standing of the State Bar of California? X Yes ___ No

B. Are you a retired judicial officer? X Yes ___ No

Please describe when/where you last served as a judicial officer:

Presiding Judge of the State Bar Court 1989-1995

C. Are you actively engaged in the practice of law at this time?

☒ Yes (only as a consultant) ☐ No

If not, are you retired from practice? No Date retired: N/A

If your license is presently inactive, please explain: N/A

D. Are you currently active in litigation practice? ☐ Yes ☒ No

**Approximately what percentage of your practice involves litigation? None
(I do appear as an expert witness)**

E. If your practice includes personal injury litigation, approximately what percentage of your practice involves the representation of: plaintiffs N/A % ; of defendants N/A %?

F. How many of the following have you personally handled as attorney of record in the past five years? Jury Trials None; Court Trials None; Mediations None; Arbitrations None;

G. Describe any legal publications or teaching you have done:

Co-author, Vol. One Cal. Forms of Jury Instruction (Matthew Bender 1985) [700 page manual for preparing general business instructions and breach of contract jury instructions] As Presiding Judge of the Review Department of the State Bar Court, I authored approximately seventy published opinions on attorney discipline from 1990 through 1995. These opinions are available in the official California State Bar Court Reporter and on Lexis and Westlaw.

Article for General Practice Section State Bar Newsletter: "How to Increase Your Profitability and Avoid the State Bar Court", 1990; Article for California Lawyer, "Declare Independence" April 1996 (re the future of the State Bar Court.); Article for ACBA Ethics Article with Steve Blitch for Alameda County Bar Ethics Program Jan. 2000 "Avoiding Disqualification", adapted for a self-study MCLE article in Alameda County Bulletin Spring 2000; article for CEB Civil Litigation Reporter Dec. 2002; Articles for Women Lawyers of Alameda County Newsletter: "Running for Judge, Spring 2000; article re complex litigation in the Bay Area courts, Fall 2001; article re Judge Jackie Taber's receipt of the CWL Rose Bird Award, Fall 2002; article re Children's Waiting Room Project Alameda County Superior Courts, Jan. 2003.

Teaching Fellow, Stanford Law School 1975-76; Lecturer at Boalt Hall School of Law, Spring 1992 teaching fifteen week course on Professional Responsibility; Lecturer for Continuing Education of the Bar from 1989 - present on professional responsibility of attorneys and from 1985 through 1989 on various litigation and practice topics [jury instructions, law and motion, etc.]; panelist and guest lecturer 1985 to present, numerous State Bar, private provider and national and local bar panels on professional responsibility.

5. ADR TRAINING and EXPERIENCE

Course Title	Sponsoring Organization	Hours of Credit	Dates
Employment Litigation	CJA/Rutter Group	12	Jan. 1996
AAA Arbitration Day	Amer. Arbit. Ass'n	6	Jan. 1996
Commercial mediation	ADRA	40	Mar. 1996
Employment litigation	AAA	3	Feb. 2001
Impact of New Ethical Standards on Mediation	ACBA	2	Sept. 2002
ADR in Alameda County Superior Ct		1.5	Nov. 2002

I also had training provided by the Alameda County Superior Court in September of 2001 for handling small claims court matters as a judge pro tem and have served on the judge pro tem panel since that time. Over the past 13 years, I have also attended numerous state and federal education programs given by the California Judges Association, C.J.E.R., National Center for State Courts, National Association of Women Judges, ABA, United States District Court Northern District Judicial Conference and the Ninth Circuit Judicial Conferences.

A. Number of years experience as: mediator 7; arbitrator/judge 7 ; neutral evaluator none.

B. List all other court-connected ADR panels of which you are a member, specifying the processes for which you have qualified: None

C. State the name(s) of any organization(s) through which you have provided ADR services during the past five years, giving the dates and the services you provided:

Alternative Resolution Centers mediation, arbitration, discovery referee 1995-present

Oakland Public Ethics Commission 1998-2000 mediation role as Chair of PEC overseeing settlement/informal resolution of pending matters

D. Describe the subject matter of five disputes in which you served as the ADR provider in the past 5 years, including the dates of service, the process and if you were sole or co-provider.

1. personal injury - auto 4/08/03 sole provider ;

2. employment harassment sole provider 02/ 01;

3. personal injury – other sole provider 04/ 01;

4. alleged ordinance violations mediation/settlement co-provider 1998-99

5. multi-party business contract mediation sole provider July 1998

E. Is your ADR style best described as X facilitative or evaluative/directive?

F. Describe any ADR related publications or training you have done: None

G. Set forth your hourly fee or fee schedule, including any sliding scale or pro bono provisions.

Attach a copy of your fee agreement. (Please note: Judicial arbitrators waive compensation for the first three (3) hours of hearing time in Alameda County and all ADR panelists are requested to accept at least three (3) Judicial arbitration cases per year).

I provide private ADR services through Alternative Resolution Centers. It charges a \$50 filing fee per party and \$350 per hour regardless of the number of parties (\$175 per side in two party dispute) (see attached).

6. AVAILABILITY/SPECIAL REQUIREMENTS

A. List any languages, other than English, in which you are able to conduct ADR proceedings:
None

B. Please state any special bi-cultural/multi-cultural capabilities or familiarity you possess:
None

C. You are available to conduct ADR conferences: in your office; X at counsel's office; X other (please describe: facilities arranged by ARC in compensated matters)

D. You are available to conduct ADR proceedings: X during regular office hours; X evenings by appointment; X weekends by prior arrangement;

E. Please describe any requirements you have for ADR participants such as submission of copies of pleadings, briefs, declarations in lieu of testimony, etc.:

All documents should be submitted five days before the hearing by fax to (510) 834-2410 or mailed to Hon. Lise Pearlman (Ret.) 484 Lake Park Ave. P.M.B. #105, Oakland, CA 94610

7. SUBJECT MATTER DESIGNATION

Please check each area below in which you are qualified by training/experience to provide ADR services, indicating the percentage it represents of your law practice, if any, and the ADR process(es) which you are prepared to offer in that area:

Case Type Accepted	% of Practice	Judicial Arb.	Mediation	Neutral Eval.	Private Arb.
Bankruptcy					
Business/Corp.	N/A	X	X	X	X
Civil Rights					
Collections	N/A	X	X	X	X
Construction					

Contracts	N/A	X	X	X	X
Elder law/abuse					
Employment	N/A	X	X	X	X
-Discrimination					
-Harassment	N/A	X	X	X	X
-Termination	N/A	X	X	X	X
Environmental					
Fraud	N/A	X	X	X	X
False Imprison.					
Family Law					
HO Ass'n					
Insurance Cov.					
Intellect. Property					
Landlord-Tenant	N/A	X	X	X	X
Legal Malpractice	N/A	X	X	X	X
Maritime					
Med Malpractice					
Partnership	N/A	X	X	X	X
P.I. – Auto	N/A	X	X	X	X
P.I. – Other	N/A	X	X	X	X
Premises Liability	N/A	X	X	X	X
Probate/Trust					
Product Liab.					
Real Property	N/A	X	X	X	X
Securities	N/A	X	X	X	X
Tax	N/A	X	X	X	X
Toxic Torts					
Wrongful Death					
Other: Acctg	N/A	X	X	X	X
Franchise law	N/A	X	X	X	X
Constitutional Law	N/A	X	X	X	X

ALTERNATIVE RESOLUTION CENTERS AGREEMENT

The parties to _____ Alameda County Superior Court Action No. _____ agree to obtain the services of Alternative Resolution Centers by the designation of the Hon. Lise A. Pearlman (Ret.) as:

☐ arbitrator

☐ mediator

☐ neutral evaluator

☐ discovery referee

FEE STRUCTURE

There shall be a filing fee of \$50 per party and an hourly rate of \$175 per hour per party with a two hour retainer. All payment is due upon receipt of invoice. All checks are to be made payable to "Alternative Resolution Centers" 11601 Wilshire Boulevard Suite 1950, Los Angeles, CA 90025.

RETAINER FEE POLICY

The hourly fee for the requested and scheduled time shall be paid in advance and shall be applied toward any final billing. Additional billings applicable in an arbitration hearing shall be paid prior to the rendering of any award. Each side's total of the fees shall be the joint and several obligation of the client and counsel.

CONTINUANCE, WITHDRAWAL AND REFUND POLICY

Any withdrawal 15 days or more in advance of a hearing date will result in a refund of the retainer fee, less any time expended in preparation for the hearing. If the matter cancelled, continued or settled is a full day or longer, a minimum of 30 days is required for any refund, or if unpaid, all hourly fees are due and payable. CONTINUANCES ARE STRONGLY DISFAVORED. If a matter is continued with sufficient time for ARC to schedule another hearing prior to the 15 day period, no additional fees shall be assessed.

The signers may execute duplicate originals of this agreement.

Agreed to:

Attorney for plaintiff(s)	Attorney for defendant(s)	on behalf of ARC
Date: _____	Date: _____	Date: _____